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AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
BY DEPUTY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

KARL REINKE, an individual ,

Plaintiff,

v.

NORTHWEST TRUSTEE SERVICE, INC., a
Washington Corporation; AURORA LOAN
SERVICES, LLC, a Delaware Corporation;
BAC HOME LOANS SERVICEING, INC.,
f/k/a COUNTRWIDE HOME LOANS
SERVICING, LP, a Foreign Corporation;
HOME CAPITAL FUNDING, a California
Corporation; FIRST AMERICAN TITLE
INSURANCE COMPANY, a Washington
Corporation; LAWYERS TITLE
INSURANCE COMPANY, a Nebraska
Corporation; WINSTAR MORTGAGE
PARTNERS, INC., a Minnesota Corporation;
and MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC., a
National Association,

Defendants.

NO.

C09-1684 JLR

NOTICE OF REMOVAL TO
FEDERAL COURT



09-CV-01684-CMP

Defendant BAC HOME LOANS SERVICEING, INC. petitions for removal of the
above-referenced action from the Superior Court of King County pursuant to 28 U.S.C.
§ 1441, and in support thereof states as follows:

1. This Court has jurisdiction over this action pursuant to 28 U.S.C. § 1331, and
28 U.S.C. § 1441.

NOTICE OF REMOVAL TO FEDERAL COURT - 1

ORIGINAL

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LANE POWELL PC
1420 FIFTH AVENUE, SUITE 4100
SEATTLE, WASHINGTON 98101-2338
206.223.7000 FAX: 206.223.7107

NO 154 SEA 30711

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1 2. Plaintiff filed his Amended Complaint in this matter in the Superior Court of
2 Washington for King County on October 28, 2009 (King County Cause No. 09-33298-3
3 SEA). A true and correct copy of Plaintiff's Summons and Amended Complaint are attached
4 as Exhibit A to the accompanying Declaration of John S. Devlin.

5 3. A true and correct copy the CT Corporation Service of Process Transmittal,
6 dated October 28, 2009, indicating service of process on BAC Home Loans Servicing, LP, is
7 attached to the Declaration of John Devlin as Exhibit B.

8 4. A true and correct copy of Plaintiff's Declaration of Service, filed on
9 November 3, 2009, and representing that BAC Home Loans Servicing, LP was served with
10 process on October 28, 2009, is attached to the Declaration of John Devlin as Exhibit C.

11 5. Defendant is removing this matter on the basis of Federal Question
12 jurisdiction. Plaintiff has asserted claims against BAC Home Loans Servicing, LP and other
13 defendants arising from their respective roles in enforcing the terms of Plaintiff's mortgage
14 obligations. Among other things, Plaintiff claims that several defendants are jointly and
15 severally liable for violations of "§ 807 of the Fair Debt Collection Practices Act." Plaintiff's
16 claims in this regard specifically implicate the Fair Debt Collection Practices Act, 15 U.S.C.
17 §§ 1662, *et seq.* This Court has original jurisdiction in cases that arise under the laws of the
18 United States. 28 U.S.C. § 1441(b).


19 6. This Notice of Removal is being filed within 30 days from the date on which
20 the action was served on defendant pursuant to 28 U.S.C. § 1446(b).

21 WHEREFORE, defendant BAC Home Loans Servicing, LP prays that the above-
22 entitled action now pending against it in the Superior Court of Washington for King County
23 be removed to the United States District Court for the Western District of Washington at
24 Seattle.
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NOTICE OF REMOVAL TO FEDERAL COURT - 2

1 DATED: November 25, 2009.

2 LANE POWELL PC

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4 By John S. Devlin, WSBA No. 23988
5 Andrew Yates, WSBA No. 34239
6 Attorneys for BAC Home Loans Servicing, LP
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NOTICE OF REMOVAL TO FEDERAL COURT - 3